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| From: | Kevin J. Zilka | | |

Docket No: NAI1P004/00.006.01

App. No: 09/585,811

Total Number of Pages Being Transmitted, Including Cover Sheet: 31

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Practitioner's Docket No. NAI1P004/00.006.01

PATENT**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: Daniel Joseph Melchione

Application No.: 09/585,811

Group No.: 2132

Filed: 05/31/2000

Examiner: Gurshman

For: SYSTEM, METHOD AND COMPUTER PROGRAM PRODUCT FOR PROCESS-BASED
SELECTION OF VIRUS DETECTION ACTIONS

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Commissioner for Patents
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TRANSMITTAL OF APPEAL BRIEF
(PATENT APPLICATION—37 C.F.R. § 1.192)

1. Transmitted herewith, in triplicate, is the APPEAL BRIEF in this application, with respect to the Notice of Appeal filed on March 3, 2005.
2. STATUS OF APPLICANT

This application is on behalf of other than a small entity.

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10*

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Express Mail certification is optional.)*

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37 C.F.R. § 1.8(a)

37 C.F.R. § 1.10*

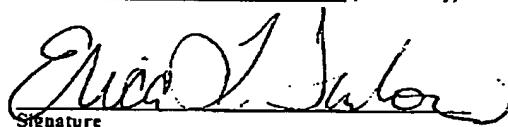
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Date: 4/1/2005

Erica L. Farlow

(type or print name of person certifying)

* Only the date of filing (' 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under ' 1.8 continues to be taken into account in determining timeliness. See ' 1.703(f). Consider "Express Mail Post Office to Addressee" (' 1.10) or facsimile transmission (' 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

3. FEE FOR FILING APPEAL BRIEF

Pursuant to 37 C.F.R. § 41.20(b)(2), the fee for filing the Appeal Brief is:

other than a small entity \$500.00

Appeal Brief fee due \$500.00

4. EXTENSION OF TERM

The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136 apply.

Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

5. TOTAL FEE DUE

The total fee due is:

| | |
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| Appeal brief fee | \$500.00 |
| Extension fee (if any) | \$0.00 |

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6. FEE PAYMENT

Authorization is hereby made to charge the amount of \$500.00 to Deposit Account No. 50-1351 (Order No. NAIIP004).

A duplicate of this transmittal is attached.

7. FEE DEFICIENCY

If any additional extension and/or fee is required, and if any additional fee for claims is required, charge Deposit Account No. 50-1351 (Order No. NAIIP004).

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Signature of Practitioner
Kevin J. Zilka
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USA

Transmittal of Appeal Brief--page 2 of 2

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